

PRESIDENT: The amendment carries. We have exceeded the hour, Mr. Speaker. What is your prerogative?

SENATOR LUEDTKE: I would like to finish this.

PRESIDENT: Is there an objection? Proceed.

CLERK: Mr. President, the last two amendments are simple. Can you combine them, Senator?

SENATOR LUEDTKE: No.

CLERK: Read. (See page 791, Journal.)

SENATOR LUEDTKE: We had better take that separately. I move the adoption of amendment 7 which you will note deals with the littering law and the penalty for littering which is under the present law a Class III misdemeanor. You will recall, when we were talking about invoking the laws on littering, we said one of the reasons was that they don't seem to fine them, they don't seem to convict them and that is because it is now a Class III and this proposal would change it to a Class IV. A Class IV misdemeanor is up to a \$500 fine, minimum of \$100. The Class III involved imprisonment, \$500, with no minimums and this merely, it was felt by those who were reviewing this, that it is much more realistic penalty and possibly the courts will invoke it a little more easily. It goes along with Senator Nichol's constant reminder that judges will not..that people will not be convicted and judges will not sentence people if our penalties are too harsh and this seemed to be in this area a little bit too severe. It is changed to Class IV.

PRESIDENT: The question is the adoption of amendment #7. Record your vote. Have you all voted? Record.

CLERK: 26 ayes, Mr. President, on the motion to adopt.

PRESIDENT: The amendment is adopted. Mr. Speaker.

SENATOR LUEDTKE: Amendment 8 is just a renumbering thing, isn't it? That is strictly...

PRESIDENT: Any discussion on amendment #8?

SENATOR LUEDTKE: It is just to renumber the sections is all.

PRESIDENT: All right. Clear the Board. Record your vote. This is on amendment #8, renumbering of the sections. Have you voted? Record.

CLERK: 27 ayes, 0 nays.

PRESIDENT: The amendment is adopted, Senator Luedtke. That concludes section 5?

CLERK: No, that concludes the Barnett amendments.

PRESIDENT: Oh, the Luedtke amendments. All right. Our time has expired. In the South balcony, we have 85 seniors from West Point Central Catholic School in West Point. That is in Senator Hasebrook's District. We appreciate your attendance at the Legislature.